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Jose Serrano
#90287-111
Sheridan Federal Correctional Institution
P.O. Box 5000
Sheridan, OR 97378

07-cr-00212-WHA-1

**ORIGINAL
FILED**
FEB 1 2016

SUSAN Y. SOONG
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,

No. CR 07-0212 WHA

v.

JOSE SERRANO,
Defendant.

**ORDER RE DEFENDANT'S
MOTION FOR REDUCTION
OF SENTENCE UNDER
AMENDMENT 782**

Defendant Jose Serrano moves, pro se, for a reduction of his sentence under 18 U.S.C. 3582(c)(2) and Amendment 782 to the Sentencing Guidelines. The United States Probation Office has submitted a report in opposition, stating that defendant is not eligible for a lower sentence.

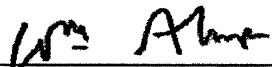
Amendment 782 to the United States Sentencing Guidelines, effective November 1, 2014, reduces the penalties for most drug offenses by reducing most offense levels. This amendment may be applied retroactively to reduce the sentences of previously sentenced inmates under 18 U.S.C. 3582(c)(2). Amendment 782 does not authorize, however, reductions in sentences when the offender's total offense level was determined pursuant to the career offender provisions of USSG 4B1.1.

In July 2007, a jury convicted defendant Jose Serrano of possession with intent to distribute crack cocaine in violation of 21 U.S.C. 841(a)(1), 841(b)(1)(C), and 851. In

1 November, he was sentenced to 204 months of incarceration based on his status as a career
2 offender. Accordingly, defendant is not eligible for a sentence reduction and his motion is
3 **DENIED.**

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5 **IT IS SO ORDERED.**

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7 Dated: February 1, 2016.


8 WILLIAM ALSUP
9 UNITED STATES DISTRICT JUDGE
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

USA,

Plaintiff,

v.

SERRANO,

Defendant.

Case No. 3:07-cr-00212-WHA-1

CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that I am an employee in the Office of the Clerk, U.S. District Court, Northern District of California.

That on 2/2/2016, I SERVED a true and correct copy(ies) of the attached, by placing said copy(ies) in a postage paid envelope addressed to the person(s) hereinafter listed, by depositing said envelope in the U.S. Mail, or by placing said copy(ies) into an inter-office delivery receptacle located in the Clerk's office.

Jose Serrano
#90287-111
Sheridan Federal Correctional Institution
P.O. Box 5000
Sheridan, OR 97378

Dated: 2/2/2016

Susan Y. Soong
Clerk, United States District Court

By: 
Dawn Logan, Deputy Clerk to the
Honorable WILLIAM ALSUP

United States District Court
Northern District of California